

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>LexisNexis File &amp; Serve SOP HUBER LAW FIRM 1104 Lincoln Avenue San Rafael, CA 94901</b>		FOR COURT USE ONLY
TELEPHONE NO.: <b>4154568500</b> FAX NO. (Optional): <b>4154568502</b> EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>JAMES GUERIN, AN INDIVIDUAL</b>		
<b>UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA</b>		
STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:		
PLAINTIFF/PETITIONER: <b>JAMES GUERIN, AN INDIVIDUAL</b>		CASE NUMBER: <b>C 07 3153 EMC</b>
DEFENDANT/RESPONDENT: <b>SHELL VACATIONS CLUB, LLC DBA SVC-WEST L.P. DBA SHELL VACATIONS CM CORP DBA SHELL DEVELOPMENT CORP- SAN FRANCISCO AND JOHN CARTER, AN INDIVIDUAL</b>		
<b>PROOF OF SERVICE OF SUMMONS</b>		Ref. No. or File No.: <b>15407286</b>

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the (specify documents):  
**Summons and Complaint and Jury Demand; Court Orders and Consent Papers; Adr Information**
3. a. Party served (specify name of party as shown on documents served):  
**SVC-WEST L.P.**
  - b.  Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):  
**RHONDA MCCARTY, REGISTERED AGENT, A white female approx. 40-45 years of age 5'8"-5'10" in height weighing 160-180 lbs with blonde hair**
4. Address where the party was served:  
**CORPORATION SERVICE COMPANY, 2730 GATEWAY OAKS Drive SUITE 100, SACRAMENTO, CA 95852**
5. I served the party (check proper box)
  - a.  by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **7/2/2007** (2) at (time): **12:53 PM**
  - b.  by substituted service. On (date): **(2)** at (time): **I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):**
    - (1)  (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2)  (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3)  (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4)  I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): **from (city): [ ] or [ ] a declaration of mailing is attached.**
    - (5)  I attach a **declaration of diligence** stating actions taken first to attempt personal service.



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- c. [ ] by **mail and acknowledgment of receipt of service**. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) [ ] with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgment of Receipt.*) (Code Civ. Proc., § 415.30)  
 (4) [ ] to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)
- d. [ ] by **other means** (*specify means of service and authorizing code section*):

[ ] Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. [ ] as an individual defendant.  
 b. [ ] as the person sued under the fictitious name of (*specify*):  
 c. [ ] as occupant  
 d. [X] On behalf of (*specify*): **SVC-WEST L.P.**  
 under the following Code of Civil Procedure section:

- |  |  |
|--|--|
| [ ] 416.10 (corporation)                     | [ ] 415.95 (business organization, form unknown) |
| [ ] 416.20 (defunct corporation)             | [ ] 416.60 (minor)                               |
| [ ] 416.30 (joint stock company/association) | [ ] 416.70 (ward or conservatee)                 |
| [ ] 416.40 (association or partnership)      | [ ] 416.90 (authorized person)                   |
| [ ] 416.50 (public entity)                   | [ ] 415.46 (occupant)                            |
|  | [ ] other  |

7. Person who served papers

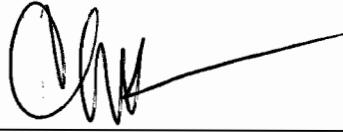
- a. Name: **CARLTON XICOTENCATL**  
 b. Address: **7902 GERBER RD. PMB# 315, SACRAMENTO, CA 95828**  
 c. Telephone number: **916-422-3616**  
 d. The fee for service was: **\$10.00**  
 e. I am:  
 (1) [ ] not a registered California process server.  
 (2) [ ] exempt from registration under Business and Professions Code section 22350(b).  
 (3) [X] registered California process server:  
 (i) [ ] owner [ ] employee [X] independent contractor  
 (ii) [X] Registration No.: **99-86**  
 (iii) [X] County: **SACRAMENTO**

8. [X] I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

or

9. [ ] I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **7/4/2007**



**CARLTON XICOTENCATL**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)

